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MS RCE
PATENT
4614-0110P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: KLYSNER, Steen et al. Conf.: 2471
Appl. No.: 09/620,586 Group: 1644
Filed: July 20, 2000 Examiner: BELYAVSKIY, M.
For: METHOD FOR DOWN-REGULATING GDF-8
ACTIVITY

REQUEST FOR CONTINUED EXAMINATION
UNDER 37 C.F.R. § 1.114

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

April 21, 2004

Sir:

This is a "Request for Continued Examination" under 37 C.F.R. § 1.114, the provisions of which do not apply to:

(1) A provisional application; (2) An application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) An international application filed under 35 U.S.C. §363 before June 8, 1995; (4) An application for a design patent; or (5) A patent under reexamination.

Submission of an RCE is limited to an application in which prosecution is closed; e.g. final rejection, Ex Parte Quayle; or notice of allowability

☒ This Request for Continued Examination is being filed prior to the earliest of:

(1) Payment of the issue fee, unless a petition under § 1.313 is granted; (2) Abandonment of the application; or (3) The filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of civil action under 35 U.S.C. §§ 145 or 146, unless the appeal or civil action is terminated.

☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

Appl. No. 09/620,586

☐ The enclosed document is being transmitted via facsimile.

☒ Submission Required under 37 C.F.R. § 1.114:

☐ Do NOT enter the After Final Amendment(s) previously filed on _____ under 37 C.F.R. § 1.116.

Enter as part of the present submission:

☒ The After Final Amendment(s) previously filed on March 22, 2004, under 37 C.F.R. § 1.116 but unentered, in the present application.

☐ Arguments in the Appeal Brief or Reply Brief previously filed on _____.

☐ A Reply Under Rule 1.111, attached hereto. Claim fee(s) are calculated as set forth below:

	TOTAL NUMBER OF CLAIMS PREVIOUSLY PAID FOR	TOTAL NUMBER OF CLAIMS BEING FILED HEREWITH	NUMBER EXTRA	Large Entity		Small Entity	
				Rate	Fee	Rate	Fee
Total Claims	74	=		X 18	\$	X 9	\$
Independent Claims	3	=		X 86	\$	X 43	\$
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM				290	\$	145	\$
TOTAL CLAIM FEE(S)						\$0.00	

☐ An Information Disclosure Statement (IDS) and PTO-1449 form(s) is/are attached hereto for the Examiner's consideration.

☐ Other:

☐ Miscellaneous

☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of () months. (Period of suspension shall not exceed 3 months.)

Appl. No. 09/620,586

☒ **Fees**

The required fee under 37 C.F.R. § 1.17(e) as required by 37 C.F.R. § 1.114 when the RCE is filed, is enclosed herewith:

- ☐ \$385.00 - small entity
☒ \$770.00 - large entity

- ☒ The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). The fee has been calculated as shown below:

- ☐ NO extensions of time have been previously obtained in the prior application. Thus, a fee of \$0.00 is required for the full period of the above-requested extension of time.

- ☒ An extension of two (2) month(s) was previously requested and paid for on March 22, 2004 in the instant application. Thus, a fee of \$530.00 is required to obtain an additional one (1) month(s) extension.

- ☐ The fee of \$130.00 under 37 C.F.R. § 1.17(i) for suspension of action is enclosed.

- ☐ Enclosed is(are) check(s) in the total amount of \$0.00 for the applicable filing fee, additional claims fee, suspension fee, and/or extension fees.

- ☒ Please charge Deposit Account No. 02-2448 in the amount of \$1,300.00.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Leonard R. Svensson #30,330

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Attachment(s)

(Rev. 02/12/2004)